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Attorneys for Plaintiff,
NATIONAL RAILROAD PASSENGER CORPORATION

IN THE UNITED STATES DISTRICT COURT
IN AND FOR THE NORTHERN DISTRICT OF CALIFORNIA

* * *

NATIONAL RAILROAD PASSENGER
CORPORATION, a District of Columbia
corporation,

Plaintiff,

vs.

CONTRA COSTA COUNTY, a California
public entity; FLATIRON WEST, INC., a
Delaware corporation; ZURICH
AMERICAN INSURANCE COMPANY, a
New York corporation; DARWIN
NATIONAL ASSURANCE COMPANY
(sued erroneously as ALLIED WORLD
SPECIALTY INSURANCE COMPANY
(U.S.) INC.), a Delaware corporation; and,
DOES 1 through 25, inclusive,

Defendants.

CASE NO. 4:20-cv-00334-YGR JST
Complaint filed: 1/15/20
Trial Date: 11/28/22

**STIPULATION AND ORDER FOR
DISMISSAL OF DEFENDANT JOEL
MANGIARACINA WITH PREJUDICE**

Whereas, BNSF Railway Company and Amtrak recently settled the matter of
Mangiaracina v. BNSF Railway Company, et al., case no. 4:16-cv-05270-JST, United
States District Court, Northern District of California with Joel Mangiaracina;

Whereas, a material term of that settlement agreement requires BNSF and
Amtrak to dismiss their claims against Joel Mangiaracina in this matter;

1 **Whereas**, no other claims are being asserted against Mr. Mangiaricina in this
2 matter,

3 **IT IS STIPULATED** by and between all parties, through their designated
4 counsel, that the Court dismiss Defendant Joel Mangiaracina from the above-entitled
5 matter, with prejudice, pursuant to Federal Rules of Civil Procedure rule 41(a)(1). Each
6 party agrees to bear their own fees and costs.

7 **IT IS SO STIPULATED.**

8
9 DATED: April 27, 2022

FLESHER SCHAFF & SCHROEDER

10 /s/ Jason W. Schaff
11 By JASON W. SCHAFF
12 Attorneys for Plaintiff,
13 NATIONAL RAILROAD PASSENGER
14 CORPORATION

15
16 DATED: April 27, 2022

**SINNOT, PUEBLA, CAMPAGNE &
CURET. APLC.**

17 /s/ Blaise S. Curet
18 By BLAISE S. CURET, ESQ.
19 Attorneys for Defendant,
20 ZURICH AMERICAN INSURANCE
21 COMPANY

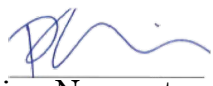
22
23 DATED: June 9, 2022

**CLAPP, MORONEY, VUCINICH,
BEEMAN+SCHEELEY**

24 /s/ Andrew K. Murphy
25 By ANDREW K. MURPHY, ESQ.
26 Attorneys for Defendant,
27 FLATIRON WEST. INC.


28
DATED: June 9, 2022

PHILLIPS. SPALLAS & ANGSTADT. LLP

By: 
Priya Navaratnasignham
Attorneys for Defendant,
JOEL MANGIARACINA

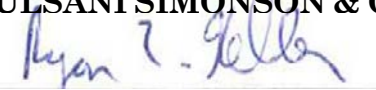
FREEMAN, MATHIS & GARY, LLP

DATED: May 19, 2022

By 
CHARLES HORN, ESQ.
Attorneys for Defendant,
CONTRA COSTA COUNTY

DATED: April 27, 2022

**HAYES SCOTT BONINO ELLINGSON
GULSANI SIMONSON & CLAUSE, LLP**

By 
RYAN Z. KELLER, ESQ.
Attorneys for Defendant,
ALLIED WORLD SPECIALTY
INSURANCE COMPANY (erroneously
sued as ALLIED WORLD ASSURANCE
COMPANY (U.S.) INC.)

IT IS SO ORDERED.

Dated: June 14, 2022


District Judge Jon S. Tigar